

**CALENDAR ITEM
C10**

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10/01/02
W 25860
B. Dugal

RECREATIONAL PIER LEASE

APPLICANTS:

Daniel J. Cockrum and Suzanne M. Cockrum, as trustees of the
Daniel J. Cockrum and Suzanne M. Cockrum Revocable Trust
Dated June 12, 2001

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Lake Tahoe, in the city of South Lake Tahoe, El Dorado
County.

AUTHORIZED USE:

The retention, use and maintenance of one existing mooring buoy.

LEASE TERM:

Ten years, beginning September 1, 2002.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance in the amount of no less than \$300,000.

Other:

This lease is conditioned on the Applicants obtaining authorization from
the Tahoe Regional Planning Agency (TRPA) for the mooring buoy within
two years after the adoption of the Lake Tahoe Shorezone Amendments-
Draft Environmental Impact Statement (EIS) and approval of the
ordinances based on the EIS.

OTHER PERTINENT INFORMATION:

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1. The Applicants have submitted an application to the Commission for the retention of one existing mooring buoy, placed in Lake Tahoe prior to 1987 before the Applicants purchased the upland property.
2. Applicants qualify for a Recreational Pier Lease because they are natural persons who have improved the littoral lands with, and use the uplands for, a single-family dwelling.
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 3, New Construction of Small Structures; Title 2, California Code of Regulations, section 2905 (c)(3).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

APPROVALS REQUIRED:

United States Army Corps of Engineers
Tahoe Regional Planning Agency

EXHIBIT:

A. Site/Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

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CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (c)(3).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO DANIEL J. COCKRUM AND SUZANNE M. COCKRUM, AS TRUSTEES OF THE DANIEL J. COCKRUM AND SUZANNE M. COCKRUM REVOCABLE TRUST DATED JUNE 12, 2001, OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING SEPTEMBER 1, 2002, FOR THE RETENTION, USE AND MAINTENANCE OF ONE EXISTING MOORING BUOY ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$300,000.